

Atkinson-Baker, Inc.
www.depo.com

2 IN THE UNITED STATES DISTRICT COURT
3 FOR THE SOUTHERN DISTRICT OF NEW YORK
4 -----X
5 EASTERN PROFIT CORPORATION LIMITED,
6 Plaintiff/COUNTER-CLAIM DEFENDANT,
7 CASE NO.: 18-cv-2185 (JGK)
8 -against-
9
10 STRATEGIC VISION US, LLC
11 Defendant/COUNTERCLAIM PLAINTIFF.
12 -----X
13 30 (b) (6) DEPOSITION OF
14 GOLDEN SPRING BY AND THROUGH AMELIA COLUCCIO
15 NEW YORK, NEW YORK
16 November 12, 2019
17
18 ATKINSON-BAKER, INC.
19 (800) 288-3376
20 www.Depo.com
21 REPORTED BY: KIARA MILLER
22 FILE NO.: AD0B4E5
23
24
25

Atkinson-Baker, Inc.
www.depo.com

1 A. COLUCCIO
 2 introduce themselves. After counsel
 3 has introduced themselves, the
 4 witness may be sworn in by the court
 5 reporter?
 6 MR. GREIM: This morning you
 7 have Eddy Greim and Jennifer
 8 Denalli. We are Counsel for Graves
 9 Garret for Strategic Vision, which
 10 is the defendant and counterclaim
 11 plaintiff in this case.
 12 MS. TESKE: And Erin Teske
 13 with Hodgson Russ for Golden Spring
 14 New York, the deponent.
 15 MR. GREIM: And with us here
 16 is Daniel Podhaskie, the corporate
 17 rep for GSNY.
 18
 19 AMELIA COLLUCCIO, after having first
 20 been duly sworn by a Notary Public of the State of
 21 New York, was examined and testified as follows:
 22 COURT REPORTER: Please state
 23 your name for the record.
 24 THE WITNESS: Amelia Coluccio.
 25 COURT REPORTER: Please state

Page 6

1 A. COLUCCIO
 2 your address for the record.
 3 THE WITNESS: 162 East 64th
 4 Street, New York 10065.
 5 (Whereupon, Notice of Deposition
 6 was marked as Golden Spring
 7 Exhibit 1 for identification as
 8 of this date.)
 9 BY MR. GREIM:
 10 Q Ms. Coluccio, good morning?
 11 A Good morning.
 12 Q I put in front of you what we've
 13 marked as Golden Spring Exhibit One. Have
 14 you had a chance to review that?
 15 A No.
 16 Q Please take a look at it. And my
 17 question to you is simply, have you seen
 18 this document before?
 19 A I think I have.
 20 Q Do you recognize this as the
 21 notice of deposition duces tecum under which
 22 you're here today?
 23 MS. TESKE: Object. You can
 24 answer.
 25 A Yes.

Page 7

1 A. COLUCCIO
 2 Q And if you could, please turn to
 3 page three, which says Exhibit A at the top
 4 of it. You're there.
 5 Are these the topics on which
 6 you're prepared to testify today?
 7 MS. TESKE: Object to the
 8 form. You can answer.
 9 A Yes.
 10 Q And if you turn to the next page,
 11 you'll see documents be produced pursuant to
 12 rule 45. There's two items on that page.
 13 A I'm sorry, what's the question?
 14 Q Do you see two items on that page?
 15 A Yes.
 16 Q Did you bring any documents with
 17 you today?
 18 A No.
 19 Q Have you seen this page four of
 20 the subpoena before?
 21 A No. I don't think so.
 22 Q What is your position -- let me
 23 ask you this, are you an employee of Golden
 24 Spring?
 25 A Yes.

Page 8

1 A. COLUCCIO
 2 Q What is your position?
 3 A Paralegal?
 4 Q How long have you had that role?
 5 A About seven months.
 6 Q What are your duties?
 7 A Mainly to help organize legal
 8 files and to coordinate with outside law
 9 firms.
 10 Q Does that include this case?
 11 A Yes.
 12 Q What other cases do you work on?
 13 MS. TESKE: Object. Don't
 14 answer that.
 15 MR. GREIM: Is that an
 16 instruction not to answer?
 17 MS. TESKE: Yes.
 18 Q How many other cases do you work
 19 on as paralegal at Golden Spring?
 20 A To estimate maybe 20 to 30.
 21 Q Are those all cases in which
 22 Golden Spring is a party?
 23 MS. TESKE: Object. Don't
 24 answer that.
 25 Q You work full-time?

Page 9

3 (Pages 6 to 9)

Atkinson-Baker, Inc.
www.depo.com

<p>1 A. COLUCCIO 2 This is irrelevant. Get to 3 the point. 4 Q You can answer. 5 A So are you asking specifically 6 about this case? 7 Q Sure. I'll start with this case. 8 A I don't think I've done any 9 scheduling directly relating to him for this 10 case. 11 Q Do you know who does? 12 MS. TESKE: Objection to the 13 form. of the question. 14 Go ahead. 15 A I think Yvette would deal with 16 scheduling. 17 Q Did you review any documents in 18 preparation for your testimony today? 19 A No. 20 Q Not even with counsel? 21 A No. 22 Q How about the Golden Spring New 23 York's corporate filings, did you review 24 those? 25 A No.</p> <p style="text-align: right;">Page 18</p>	<p>1 A. COLUCCIO 2 A Not that I know of. 3 Q Does Yvette Wang work in that 4 office? 5 A She is there. I know she works in 6 that office, yeah. 7 Q Did any other entities have 8 offices at 162 East 64 Street? 9 MS. TESKE: Object to the form 10 of the question. 11 We are so widely off of what 12 is relevant in this case. This is a 13 complete waste of time. I will give 14 you a little more leeway, then I'm 15 going to start directing her not to 16 answer so that we can get to the 17 point of the deposition and topics 18 directed by the Court. 19 A A law firm that we work with 20 sometimes works out of that office, but I 21 don't know if that's officially their 22 business address. 23 Q Any other entities? 24 A Not that I know of. 25 Q Who are the other officers of</p> <p style="text-align: right;">Page 20</p>
<p>1 A. COLUCCIO 2 Q Did you have any role in keeping 3 those updated? 4 A The filings in this case? 5 Q No. 6 Let me ask you, are you aware 7 whether Golden Spring New York is registered 8 to do business in New York? 9 A Yes. 10 Q Do you know how one goes about 11 doing that? 12 A I don't know the details. 13 Q Have you had any involvement with 14 Golden Spring New York's filings, corporate 15 filings in New York? 16 A No. 17 Q Have you ever reviewed those 18 filings? 19 A I don't think so. 20 Q Does Golden Spring New York have 21 any offices other than 162 East 64 Street? 22 A No. 23 Q Does it have any employees who 24 work remotely, not in the 162 East 64 Street 25 office?</p> <p style="text-align: right;">Page 19</p>	<p>1 A. COLUCCIO 2 Golden Spring, other than Yvette Wang? 3 A Guo Qiang is a director. 4 Q Who is he? 5 A I know that he's a -- 6 MS. TESKE: Object to the 7 form. 8 A -- director of Golden Spring. 9 Q Is he's Guo Wengui's son? 10 A I think so. 11 Q Have you ever met Guo Qiang? 12 A I think so. 13 Q Where did you meet him? 14 A He came to our office once. 15 Q When was that? 16 A I don't remember exactly. Maybe 17 last month. 18 Q Did you ask to meet with him to 19 prepare for your deposition today? 20 A No. 21 Q Do you know whether Guo Qiang 22 gives direction to Yvette Wang as president? 23 MS. TESKE: Object to the form 24 of the question. 25 You can answer, if you know.</p> <p style="text-align: right;">Page 21</p>

6 (Pages 18 to 21)

Atkinson-Baker, Inc.
www.depo.com

<p>1 A. COLUCCIO</p> <p>2 A No.</p> <p>3 Q Do you know whether Yvette Wang</p> <p>4 gives direction to Guo Qiang?</p> <p>5 A No.</p> <p>6 Q What are his duties as director of</p> <p>7 Golden Spring?</p> <p>8 A I don't know.</p> <p>9 Q What are Yvette Wang's duties as</p> <p>10 president of Golden Spring?</p> <p>11 A I don't know.</p> <p>12 Q Did you ask her?</p> <p>13 A No.</p> <p>14 Q I've got to ask you, when did you</p> <p>15 meet with Ms. Wang to prepare for your</p> <p>16 deposition today?</p> <p>17 A Yesterday.</p> <p>18 Q When?</p> <p>19 A About 4 p.m.</p> <p>20 Q Was that meeting here at this</p> <p>21 office?</p> <p>22 A Yes.</p> <p>23 Q I didn't see you. We were taking</p> <p>24 depositions here yesterday.</p> <p>25 How long did you meet with her?</p> <p style="text-align: right;">Page 22</p>	<p>1 A. COLUCCIO</p> <p>2 A It was I believe either Wednesday</p> <p>3 or Thursday of last week.</p> <p>4 Q Who told you?</p> <p>5 MS. TESKE: Objection to the</p> <p>6 form of the question.</p> <p>7 You can answer.</p> <p>8 A Dan.</p> <p>9 Q Other than the hour-long meeting</p> <p>10 last night, is there anything else you did</p> <p>11 to prepare yourself since Wednesday or</p> <p>12 Thursday for your deposition today?</p> <p>13 A Last night I just kind of reviewed</p> <p>14 information on my own.</p> <p>15 Q After the meeting?</p> <p>16 A Yeah.</p> <p>17 Q What did you review?</p> <p>18 A Just my notes from the meeting.</p> <p>19 Q Did these notes consist of things</p> <p>20 that counsel told you to say today?</p> <p>21 A No.</p> <p>22 MS. TESKE: Object to the form</p> <p>23 of the question.</p> <p>24 Q Did the notes consist of basic</p> <p>25 information about Golden Spring?</p> <p style="text-align: right;">Page 24</p>
<p>1 A. COLUCCIO</p> <p>2 A Probably about maybe an hour.</p> <p>3 Q Who else was present -- well, was</p> <p>4 anyone else present for that meeting?</p> <p>5 A Yes.</p> <p>6 Q Who was that?</p> <p>7 A Erin Teske and Mark Harmon.</p> <p>8 Q How Mr. Podhaskie.</p> <p>9 A He came in at the end. I think we</p> <p>10 might have been pretty much done talking at</p> <p>11 that point.</p> <p>12 Q All right. Did you have any other</p> <p>13 meetings with Ms. Wang to prepare for your</p> <p>14 testimony today?</p> <p>15 A No.</p> <p>16 Q Did you have any other meetings</p> <p>17 with Ms. Teske or Mr. Harmon to prepare for</p> <p>18 your testimony today?</p> <p>19 A No.</p> <p>20 Q Did you ever have any other</p> <p>21 meeting with Mr. Podhaskie to prepare for</p> <p>22 your testimony today?</p> <p>23 A No.</p> <p>24 Q When did you learn that you would</p> <p>25 be a 30B6 witness?</p> <p style="text-align: right;">Page 23</p>	<p>1 A. COLUCCIO</p> <p>2 MS. TESKE: Object to the form</p> <p>3 of the question.</p> <p>4 You can answer.</p> <p>5 A Yes.</p> <p>6 Q Do you have the notes with you</p> <p>7 today?</p> <p>8 A No.</p> <p>9 Q How many pages of notes? Were</p> <p>10 they handwritten notes?</p> <p>11 A No.</p> <p>12 Q Are they notes that you took?</p> <p>13 A Yes.</p> <p>14 Q Did you type them up while during</p> <p>15 the meeting?</p> <p>16 A Yes.</p> <p>17 Q How many pages of notes did you</p> <p>18 type up?</p> <p>19 A I believe.</p> <p>20 MS. TESKE: Object to the form</p> <p>21 of the question.</p> <p>22 A I believe just one.</p> <p>23 Q Are you relying on those notes for</p> <p>24 your testimony today?</p> <p>25 MS. TESKE: Object to the form</p> <p style="text-align: right;">Page 25</p>

7 (Pages 22 to 25)

Atkinson-Baker, Inc.
www.depo.com

<p>1 A. COLUCCIO 2 positions, whether Eastern Profit, Guo 3 Wengui, or any other person paid Golden 4 Spring for its work, what families Golden 5 Spring does work for now or in the past, 6 what kind of work Golden Spring does, Golden 7 Spring's ownership and organizational 8 structure", and decided to the Court's 9 order. Docket 189, page three, note one and 10 page ten. 11 So my question is, and I think I'm 12 entitled to know -- let's keep it to the 13 timeframe, okay. 14 So after January 1 2017 -- 15 MS. TESKE: Which is when the 16 contract was executed in this case. 17 MR. GREIM: Wrong. No. 18 Please don't interrupt, okay. 19 Q After January 1, 2017, what work 20 did Golden Spring do for Eastern Profit? 21 MS. TESKE: I'm telling the 22 witness not to answer because your 23 topics are limited by the Court's 24 orders, which has specifically 25 tailored that to as it concerns the</p> <p style="text-align: right;">Page 50</p>	<p>1 A. COLUCCIO 2 MS. TESKE: On this matter. 3 A At the end of 2017. 4 Q When did at the end of 2017? 5 A I don't know, exactly. 6 Q What did Yvette tell you? 7 A About how they started to work 8 together? 9 Q No, about when. 10 A Oh, just end of 2017. 11 Q Is it in December of 2017? 12 A I didn't get a specific month. 13 Q I guess you didn't get a time 14 within December 2017, correct? 15 A Correct. 16 Q How do you know that the end 17 of 2017 is an accurate answer to my 18 question? 19 MS. TESKE: Asked and 20 answered. 21 You can answer again. 22 A From my conversation with Yvette. 23 Q Have you looked for any written 24 documentation of the Golden Spring Eastern 25 Profit relationship related to this</p> <p style="text-align: right;">Page 52</p>
<p>1 A. COLUCCIO 2 contract. 3 MR. GREIM: We'll just mark 4 this and we'll come back to it. I 5 think that's incorrect. 6 MS. TESKE: I can read you the 7 Court's order right now, which 8 actually says, "defendant may ask 9 Golden Springs witness about its 10 dealings with the plaintiff, that 11 would be Eastern, during the 12 specified period, but so as to keep 13 the deposition focused on issues 14 relevant to the party's claims and 15 defenses, only in so far as those 16 dealings relate to the negotiations, 17 execution or performance of the 18 contract at issue." 19 Q Let me ask you this, before Golden 20 Spring began to work with Eastern Profit 21 on -- well, let me back up. 22 When did Golden Spring begin to 23 work for Eastern Profit on -- 24 MS. TESKE: Object -- 25 Q -- on this matter?</p> <p style="text-align: right;">Page 51</p>	<p>1 A. COLUCCIO 2 contract? 3 A No. 4 Q Do you know whether one exist? 5 A No. 6 Q What were the terms of Golden 7 Spring's work for Eastern Profit regarding 8 this contract? 9 A Eastern Profit gave Yvette, told 10 Yvette that Eastern Profit would enter into 11 the contract. 12 Q Okay. I better be a little more 13 clear. Well, actually let's go with that, 14 then we'll come back to the question I asked 15 you. Okay? 16 A Okay. 17 Q When did Eastern Profit tell 18 Yvette that it would enter into the research 19 agreement in this case? 20 A At the end of 2017. 21 Q When at the end of 2017? 22 A That's just at the end of 2017. 23 That's all I know. 24 Q Who from Eastern Profit told 25 Yvette that it would enter into this</p> <p style="text-align: right;">Page 53</p>

14 (Pages 50 to 53)

Atkinson-Baker, Inc.
www.depo.com

<p>1 A. COLUCCIO</p> <p>2 A Yes. I think so.</p> <p>3 Q Okay. And I think you testified</p> <p>4 earlier that Golden Spring understood</p> <p>5 Mr. Han to be at that time still the</p> <p>6 director of Eastern Profit, right?</p> <p>7 A Yeah, I think so.</p> <p>8 Q Let me ask you this, why did</p> <p>9 Golden Spring approach Mr. Han?</p> <p>10 A To see if he knew of any company</p> <p>11 that could enter into this research</p> <p>12 agreement.</p> <p>13 Q Why did Golden Spring believe</p> <p>14 Mr. Han would be a fruitful source of a</p> <p>15 potential candidate companies for the</p> <p>16 agreement?</p> <p>17 A I don't know.</p> <p>18 Q Well, what did Golden Spring know</p> <p>19 about Mr. Han when it approached him?</p> <p>20 A I'm not sure.</p> <p>21 Q Who knows the answer to that</p> <p>22 question?</p> <p>23 MS. TESKE: Object to the</p> <p>24 form.</p> <p>25 You can answer.</p> <p style="text-align: right;">Page 58</p>	<p>1 A. COLUCCIO</p> <p>2 of the question.</p> <p>3 A Maybe.</p> <p>4 Q Well, let's keep moving ahead.</p> <p>5 Oh, by the way, did Golden Spring</p> <p>6 New York know whether Guo Mai (phonetic) had</p> <p>7 any role with Eastern Profit when it</p> <p>8 approached Mr. Han?</p> <p>9 MS. TESKE: Object to the form</p> <p>10 of the question.</p> <p>11 You can answer, if you know.</p> <p>12 A I don't know.</p> <p>13 Q Did Guo Mai have any role with</p> <p>14 Eastern Profit when Golden Spring approached</p> <p>15 Mr. Han?</p> <p>16 MS. TESKE: Object to the form</p> <p>17 of the question. This is way beyond</p> <p>18 the scope.</p> <p>19 If you have any idea, you can</p> <p>20 answer.</p> <p>21 A I don't know.</p> <p>22 Q What was discussed in that first</p> <p>23 exchange between Ms. Wang and Mr. Han?</p> <p>24 A Yvette told Mr. Han about the</p> <p>25 research that Golden Spring was looking to</p> <p style="text-align: right;">Page 60</p>
<p>1 A. COLUCCIO</p> <p>2 A I guess Yvette would.</p> <p>3 Q Did Golden Spring tell Mr. Han</p> <p>4 that the negotiations were supposed to be</p> <p>5 confidential?</p> <p>6 MS. TESKE: Object to the form</p> <p>7 of the question.</p> <p>8 You can answer.</p> <p>9 A I don't know.</p> <p>10 Q Did Golden Spring tell Mr. Han</p> <p>11 that Ms. Wang had promised Strategic Vision</p> <p>12 that the only people involved with the</p> <p>13 contract would be Lianchao Han, Yvette Wang,</p> <p>14 Mr. Guo and Strategic Vision?</p> <p>15 A I don't know.</p> <p>16 Q Who knows the answer to that</p> <p>17 question?</p> <p>18 A I don't know.</p> <p>19 Q I guess your testimony is the only</p> <p>20 person who dealt with Eastern Profit for</p> <p>21 Golden Spring was Yvette?</p> <p>22 A Correct.</p> <p>23 Q So if anyone knows it would have</p> <p>24 to be Yvette, right?</p> <p>25 MS. TESKE: Object to the form</p> <p style="text-align: right;">Page 59</p>	<p>1 A. COLUCCIO</p> <p>2 do, and Mr. Han advised that Eastern Profit</p> <p>3 could enter into the contract.</p> <p>4 Q Well, what was Golden Spring's</p> <p>5 understanding about the research that it was</p> <p>6 looking to do when it approached Mr. Han?</p> <p>7 A It was looking to do research on</p> <p>8 the CCP.</p> <p>9 Q For what reason?</p> <p>10 A I'm not sure.</p> <p>11 Q Well, did Golden Spring have some</p> <p>12 reason for wanting to do research into the</p> <p>13 CCP?</p> <p>14 A I'm not sure.</p> <p>15 Q If Golden Spring wanted to do this</p> <p>16 research, why did it approach anyone else?</p> <p>17 Why didn't it just do the research itself?</p> <p>18 A Well, they wanted to hire an</p> <p>19 investigation company.</p> <p>20 Q Right.</p> <p>21 A To do the research.</p> <p>22 Q So why didn't Golden Spring just</p> <p>23 hire the investigation company? Why did</p> <p>24 they try to find someone else to hire the</p> <p>25 investigation company?</p> <p style="text-align: right;">Page 61</p>

16 (Pages 58 to 61)

Atkinson-Baker, Inc.
www.depo.com

<p>1 A. COLUCCIO</p> <p>2 A Golden Spring wasn't in a position</p> <p>3 to enter into a contract as a party.</p> <p>4 Q Why not?</p> <p>5 A I don't know.</p> <p>6 Q How do you know that they weren't</p> <p>7 in a position to enter into a contract as a</p> <p>8 party?</p> <p>9 A From my conversation with Yvette.</p> <p>10 Q This is from last night?</p> <p>11 A Yeah.</p> <p>12 Q So she didn't tell you why they</p> <p>13 weren't in a position to enter into a</p> <p>14 contract as a party?</p> <p>15 A No.</p> <p>16 Q Golden Spring is licensed to do</p> <p>17 business in New York, right?</p> <p>18 A Yes.</p> <p>19 Q They're registered here as a</p> <p>20 foreign corporation?</p> <p>21 A Golden Spring is registered in the</p> <p>22 US.</p> <p>23 Q Right.</p> <p>24 Let me back up. You know, when</p> <p>25 you say a corporation is registered as a</p> <p style="text-align: right;">Page 62</p>	<p>1 A. COLUCCIO</p> <p>2 Q Okay, okay. Do you know of any</p> <p>3 reason why Golden Spring could not just</p> <p>4 enter into the contract itself?</p> <p>5 A No.</p> <p>6 Q Well, we'll do the best we can</p> <p>7 here. We'll keep forging ahead.</p> <p>8 Did Mr. Han tell Golden Spring</p> <p>9 whether it was going to be able to actually</p> <p>10 pay for the research work under this</p> <p>11 contract?</p> <p>12 MS. TESKE: Object to the</p> <p>13 form.</p> <p>14 You can answer.</p> <p>15 A Pay for the research work. I</p> <p>16 don't know.</p> <p>17 Q Did Mr. Han tell Golden Spring</p> <p>18 whether Eastern Profit could pay Golden</p> <p>19 Spring for its work?</p> <p>20 A Yes.</p> <p>21 Q What did he say?</p> <p>22 A He said that -- I'm sorry. He</p> <p>23 said Golden Spring New York would be</p> <p>24 compensated by Eastern Profit if the</p> <p>25 agreement was successful.</p> <p style="text-align: right;">Page 64</p>
<p>1 A. COLUCCIO</p> <p>2 foreign corporation, do you understand that</p> <p>3 means that they are actually formed under</p> <p>4 the law of another state and they're</p> <p>5 registered to do business in another state</p> <p>6 they're called a foreign corporation, right?</p> <p>7 Not foreign as in from outside the US, but</p> <p>8 foreign as in formed under the laws from</p> <p>9 another state, do you understand that?</p> <p>10 A Okay.</p> <p>11 Q Under the laws of what other state</p> <p>12 is Golden Spring New York formed?</p> <p>13 A I thought it was under New York.</p> <p>14 Q Okay. Do you know the answer to</p> <p>15 that question?</p> <p>16 MS. TESKE: Asked and</p> <p>17 answered.</p> <p>18 A (No verbal response given.)</p> <p>19 Q Do you know the answer to that</p> <p>20 question?</p> <p>21 MS. TESKE: Asked and</p> <p>22 answered.</p> <p>23 Q You can answer it?</p> <p>24 A Well, I just told you what I</p> <p>25 thought.</p> <p style="text-align: right;">Page 63</p>	<p>1 A. COLUCCIO</p> <p>2 Q Did he say this right away in the</p> <p>3 first discussion or was this in a later</p> <p>4 discussion?</p> <p>5 A I'm not sure.</p> <p>6 Q Did it take sometime for Eastern</p> <p>7 Profit and Golden Spring to make their deal</p> <p>8 about Golden Spring working for Eastern</p> <p>9 Profit here?</p> <p>10 MS. TESKE: Objection to the</p> <p>11 form of the question.</p> <p>12 You can answer?</p> <p>13 A I'm not sure.</p> <p>14 Q Did it take a couple of days to</p> <p>15 negotiate the terms out?</p> <p>16 A I don't know how long it took.</p> <p>17 Q So you don't know other than the</p> <p>18 end of 2017 when this first approach from</p> <p>19 Ms. Wang to Mr. Han took place and you don't</p> <p>20 know how many days it took or if it even</p> <p>21 took multiple days to hammer out the Eastern</p> <p>22 Profit Golden Spring agreement, correct?</p> <p>23 MS. TESKE: Object to the form</p> <p>24 of the question.</p> <p>25 You can answer.</p> <p style="text-align: right;">Page 65</p>

17 (Pages 62 to 65)

30(b)(6): Amelia Coluccio
November 12, 2019

Atkinson-Baker, Inc.
www.depo.com

<p>1 A. COLUCCIO</p> <p>2 A Correct.</p> <p>3 Q Who knows the answer to those</p> <p>4 questions?</p> <p>5 A I would think Yvette would know.</p> <p>6 Q Did you ask her last night?</p> <p>7 A (No verbal response.)</p> <p>8 Q And you haven't looked for any</p> <p>9 writing that reflects the terms of this</p> <p>10 agreement?</p> <p>11 MS. TESKE: Object to the form</p> <p>12 of the question.</p> <p>13 You can answer.</p> <p>14 A Correct.</p> <p>15 Q Why did Golden Spring agree --</p> <p>16 well, let me go back.</p> <p>17 You said Mr. Han told Golden</p> <p>18 Spring it would be compensated if the</p> <p>19 agreement was successful; what did it mean</p> <p>20 for the agreement to be successful?</p> <p>21 A I'm not sure.</p> <p>22 Q Does Golden Spring know?</p> <p>23 A I don't know.</p> <p>24 Q I mean was success defined as</p> <p>25 regime change in China? Was it defined as</p> <p style="text-align: right;">Page 66</p>	<p>1 A. COLUCCIO</p> <p>2 Q As we're going if you remember</p> <p>3 something you're telling me was a question</p> <p>4 you asked her, please let me know. If you</p> <p>5 can remember, okay?</p> <p>6 A Okay.</p> <p>7 Q And you were typing up notes as</p> <p>8 Ms. Wang was talking with you; was that</p> <p>9 right?</p> <p>10 A Yes.</p> <p>11 MR. GREIM: I'm going to call</p> <p>12 for production of those notes.</p> <p>13 MS. TESKE: We will object.</p> <p>14 Q Okay. What about there's one more</p> <p>15 piece of this I didn't ask you about.</p> <p>16 What was the timeline discussed?</p> <p>17 In other words, at what point was Golden</p> <p>18 Spring going to look back and Eastern Profit</p> <p>19 going to look back and say, all right, we</p> <p>20 either are successful or we're not; was that</p> <p>21 one of the things that was part of the</p> <p>22 agreement?</p> <p>23 A I don't know.</p> <p>24 MS. TESKE: Object to the form</p> <p>25 of that.</p> <p style="text-align: right;">Page 68</p>
<p>1 A. COLUCCIO</p> <p>2 some of Guo's assets get unfrozen; what was</p> <p>3 the definition?</p> <p>4 A I don't know.</p> <p>5 Q Does Golden Spring know?</p> <p>6 A I don't know.</p> <p>7 Q Let's turn to the other half of</p> <p>8 the agreement. How much would Golden Spring</p> <p>9 be compensated if the agreement was</p> <p>10 successful?</p> <p>11 A I don't think that was decided on.</p> <p>12 Q How do you know that?</p> <p>13 A From my conversation with Yvette.</p> <p>14 Q So did Yvette tell you the amount</p> <p>15 of the compensation wasn't decided on?</p> <p>16 A Correct.</p> <p>17 Q By the way in this discussion with</p> <p>18 Yvette, did you have a chance to ask her</p> <p>19 question or did she just kind of march</p> <p>20 through the points with you?</p> <p>21 A I might have asked her, what, a</p> <p>22 couple of questions.</p> <p>23 Q Do you remember any question that</p> <p>24 you asked her?</p> <p>25 A Right now, I can't.</p> <p style="text-align: right;">Page 67</p>	<p>1 A. COLUCCIO</p> <p>2 Q Is this the typical for Golden</p> <p>3 Spring not to have written agreements with</p> <p>4 its clients?</p> <p>5 MS. TESKE: Object to the</p> <p>6 scope.</p> <p>7 If you know the answer to</p> <p>8 that, go ahead.</p> <p>9 A I don't know.</p> <p>10 Q Does Golden Spring know the answer</p> <p>11 to that question?</p> <p>12 A I don't know.</p> <p>13 Q Does Golden Spring have written</p> <p>14 agreements with any of its client?</p> <p>15 MS. TESKE: Object to the</p> <p>16 scope of that question.</p> <p>17 And you don't have to the</p> <p>18 answer that.</p> <p>19 Q You're going to abide by counsel's</p> <p>20 instruction?</p> <p>21 A Yes.</p> <p>22 Q Were the terms of Golden Spring's</p> <p>23 deal with Eastern Profit atypical for Golden</p> <p>24 Spring?</p> <p>25 A I don't know.</p> <p style="text-align: right;">Page 69</p>

18 (Pages 66 to 69)

30(b)(6): Amelia Coluccio
November 12, 2019

Atkinson-Baker, Inc.
www.depo.com

<p>1 A. COLUCCIO</p> <p>2 Q Does Golden Spring have any</p> <p>3 experience doing research work for clients?</p> <p>4 MS. TESKE: Object to the</p> <p>5 scope of that question.</p> <p>6 But you can answer, if you</p> <p>7 know.</p> <p>8 A Not that I know of.</p> <p>9 Q So what investigation did Golden</p> <p>10 Spring do of Eastern Profit before deciding</p> <p>11 whether it wanted to go forward with this</p> <p>12 deal with Eastern Profit?</p> <p>13 A I don't know.</p> <p>14 Q Did it conduct any due diligence</p> <p>15 of Eastern Profit?</p> <p>16 A I don't know.</p> <p>17 Q Did it determine what Eastern</p> <p>18 Profit's line of business was?</p> <p>19 A I don't know.</p> <p>20 Q Did it determine who controlled</p> <p>21 Eastern Profit?</p> <p>22 MS. TESKE: Objection to the</p> <p>23 form of the question.</p> <p>24 The witness has already</p> <p>25 testified that it had a preexisting</p> <p style="text-align: right;">Page 70</p>	<p>1 A. COLUCCIO</p> <p>2 controlled Eastern Profit?</p> <p>3 MS. TESKE: Object to the</p> <p>4 scope.</p> <p>5 You can answer, if you know.</p> <p>6 A I was just thinking that if two</p> <p>7 companies have a relationship, they have an</p> <p>8 idea of the officers of each company.</p> <p>9 Q Do you know that?</p> <p>10 A No.</p> <p>11 Q And do you -- you're going to be</p> <p>12 told not to answer, but do you actually know</p> <p>13 what that relationship is?</p> <p>14 MS. TESKE: Direct not to</p> <p>15 answer.</p> <p>16 Q Do you yourself know what the</p> <p>17 relationship was?</p> <p>18 I'm not going to ask what it was.</p> <p>19 I want to know whether this witness even</p> <p>20 knows what the relationship was.</p> <p>21 MS. TESKE: I'm going to</p> <p>22 direct you not answer because she's</p> <p>23 testifying in her corporate capacity</p> <p>24 and her personal knowledge is</p> <p>25 irrelevant.</p> <p style="text-align: right;">Page 72</p>
<p>1 A. COLUCCIO</p> <p>2 relationship with Eastern Profit.</p> <p>3 But you can answer.</p> <p>4 MR. GREIM: We don't need to</p> <p>5 testify for the witness. Let's just</p> <p>6 see, let's see what Golden Spring</p> <p>7 says.</p> <p>8 Q Did Golden Spring know who</p> <p>9 controlled Eastern Profit?</p> <p>10 A I think so. I don't know.</p> <p>11 Q Why do you say you think so?</p> <p>12 A Because they already had a</p> <p>13 business relationship with Eastern Profit,</p> <p>14 so I would think that they would know.</p> <p>15 Q I mean was it even a major</p> <p>16 business relationship?</p> <p>17 MS. TESKE: Object to the</p> <p>18 scope.</p> <p>19 You don't have to answer that.</p> <p>20 Q Was it a contract of some kind?</p> <p>21 MS. TESKE: You don't have to</p> <p>22 answer that.</p> <p>23 Q So why do you think that this</p> <p>24 prior business relationship was sufficient</p> <p>25 for Golden Spring to have known who</p> <p style="text-align: right;">Page 71</p>	<p>1 A. COLUCCIO</p> <p>2 Q Did Yvette Wang just tell you to</p> <p>3 say that there was a prior relationship?</p> <p>4 MS. TESKE: Object to the form</p> <p>5 of the question.</p> <p>6 A She didn't tell me to say it, but</p> <p>7 she told, from my conversation with her, she</p> <p>8 said that there was a preexisting</p> <p>9 relationship.</p> <p>10 Q And without disclosing what it</p> <p>11 was, did she tell you what the relationship</p> <p>12 was?</p> <p>13 A No.</p> <p>14 Q Did you ask her?</p> <p>15 A No.</p> <p>16 Q Now, both Eastern Profit and</p> <p>17 Golden Spring New York are controlled by Guo</p> <p>18 Wengui; Is that correct?</p> <p>19 MS. TESKE: Object to the form</p> <p>20 of the question.</p> <p>21 Do not answer it.</p> <p>22 Q They have common ownership?</p> <p>23 MS. TESKE: Object to the form</p> <p>24 of the question.</p> <p>25 Do not answer it.</p> <p style="text-align: right;">Page 73</p>

19 (Pages 70 to 73)

Atkinson-Baker, Inc.
www.depo.com

<p>1 A. COLUCCIO</p> <p>2 Q Was it an arm's length negotiation</p> <p>3 between Yvette Wang and Han Chunguang?</p> <p>4 MS. TESKE: Object to the --</p> <p>5 I'm sorry.</p> <p>6 Say your question again.</p> <p>7 Q Was it an arm's length negotiation</p> <p>8 between Yvette Wang and Han Chunguang?</p> <p>9 MS. TESKE: What negotiation?</p> <p>10 MR. GREIM: Over the terms of</p> <p>11 Golden Spring's deal with Eastern</p> <p>12 Profit.</p> <p>13 A I don't understand the question.</p> <p>14 Q Okay. Have you ever heard of the</p> <p>15 term arm's length negotiation, have you ever</p> <p>16 heard that before?</p> <p>17 A No.</p> <p>18 Q Let me ask you this then -- so you</p> <p>19 never heard that -- each side fully controls</p> <p>20 its own position and there's no common</p> <p>21 control of the two different sides.</p> <p>22 So my question is, in this</p> <p>23 negotiation about the terms under which</p> <p>24 Golden Spring would work for Eastern Profit,</p> <p>25 was each side fully in control of its own</p> <p style="text-align: right;">Page 74</p>	<p>1 A. COLUCCIO</p> <p>2 A Just all I know was that it was</p> <p>3 Golden Spring could act as limited power of</p> <p>4 attorney for Eastern Profit.</p> <p>5 Q In what matters?</p> <p>6 A I don't, I'm not sure.</p> <p>7 Q Was this in writing?</p> <p>8 A Yes.</p> <p>9 MR. GREIM: I call for the</p> <p>10 production of this other limited</p> <p>11 power of attorney.</p> <p>12 MS. TESKE: I don't know that</p> <p>13 there is an other limited power of</p> <p>14 attorney.</p> <p>15 MR. GREIM: Well, I've got the</p> <p>16 best they can give me.</p> <p>17 MS. TESKE: And if there is</p> <p>18 and it concerns something other than</p> <p>19 this contract, then it's not</p> <p>20 relevant to this case.</p> <p>21 MR. GREIM: Apparently it</p> <p>22 affected the negotiation between the</p> <p>23 two.</p> <p>24 MS. TESKE: I didn't hear that</p> <p>25 out of her.</p> <p style="text-align: right;">Page 76</p>
<p>1 A. COLUCCIO</p> <p>2 position in that negotiation?</p> <p>3 MS. TESKE: Object to the</p> <p>4 scope.</p> <p>5 And in so far as she is here</p> <p>6 to testify as to GSNY, not Eastern,</p> <p>7 but you can answer to the best of</p> <p>8 your ability.</p> <p>9 A From what I understand there was,</p> <p>10 there had already been a limited power of</p> <p>11 attorney in place for Golden Spring to act</p> <p>12 as Eastern Profit's limited power of</p> <p>13 attorney.</p> <p>14 So Mr. Han basically told Yvette</p> <p>15 that she could go forward on behalf of</p> <p>16 Eastern Profit because there was that</p> <p>17 limited power of attorney.</p> <p>18 Q So even before Golden Spring</p> <p>19 approached Eastern Profit about the research</p> <p>20 agreement, Golden Spring already held a</p> <p>21 limited power of attorney on behalf of</p> <p>22 Eastern Profit?</p> <p>23 A Yes.</p> <p>24 Q Okay. What was the scope of that</p> <p>25 authority?</p> <p style="text-align: right;">Page 75</p>	<p>1 A. COLUCCIO</p> <p>2 Q Have you ever seen it?</p> <p>3 A No.</p> <p>4 Q Who told you it existed?</p> <p>5 A Yvette.</p> <p>6 Q When?</p> <p>7 A Yesterday.</p> <p>8 Q Did you ask to see it?</p> <p>9 A No.</p> <p>10 Q Well, since GSNY already had this</p> <p>11 limited power of attorney, why did they even</p> <p>12 go to Mr. an Chin Gwan and ask for</p> <p>13 permission for Eastern Profit to enter into</p> <p>14 the research agreement?</p> <p>15 MS. TESKE: Object to the form</p> <p>16 of the question.</p> <p>17 A I don't know.</p> <p>18 Q So did the limited power of</p> <p>19 attorney not already give Golden Spring</p> <p>20 authority to just put Eastern Profit's name</p> <p>21 on the agreement?</p> <p>22 MS. TESKE: Object to the form</p> <p>23 of the question.</p> <p>24 A I don't know.</p> <p>25 Q Who knows the answer?</p> <p style="text-align: right;">Page 77</p>

20 (Pages 74 to 77)

Atkinson-Baker, Inc.
www.depo.com

1 A. COLUCCIO
2 A I don't know for sure.
3 Q Did Golden Spring come up with a
4 budget for how much it would cost to work on
5 this project for Eastern Profit?
6 A I don't know.
7 Q Has Golden Spring been paid for
8 its work on behalf of Eastern Profit?
9 A No.
10 Q Does Golden Spring New York have
11 any clients who pay it for work on projects?
12 MS. TESKE: Object.
13 Don't answer that.
14 Q Is it typical -- well, let me ask
15 you this.
16 How many hours has Golden Spring
17 put into this Eastern Profit negotiation,
18 performance, everything that's covered under
19 its work for Eastern Profit, how many hours
20 has Golden Spring put into it?
21 A I don't know.
22 Q Hundred hours?
23 A I don't know.
24 Q A thousand?
25 A I don't know.

Page 78

1 A. COLUCCIO
2 Q Who are the different staff at
3 Golden Spring who work on the Eastern Profit
4 project?
5 MS. TESKE: Object to the
6 form. Asked and answered.
7 You can answer.
8 A Just Yvette.
9 Q Mr. Podhaskie too though, right?
10 A I'm sorry. The Eastern Profit
11 project?
12 Q Yeah. Let's go back.
13 Is that unclear to you?
14 A Yes.
15 Q Let's go from the negotiation of
16 the contract through the performance through
17 everything else that is under the limited
18 power of attorney.
19 And so my question is who works on
20 those things? So far we got Yvette and my
21 next question is, is that Mr. Podhaskie as
22 well?
23 A Not that I know of.
24 Q Other than his time spent in this
25 litigation itself?

Page 79

1 A. COLUCCIO
2 A Right.
3 Q And I suppose you spent sometime
4 on it too?
5 A On this litigation matter?
6 Q Yes.
7 A In an administrative sense, yes.
8 Q What about the Han Chunguang, does
9 he spend time on this?
10 A I --
11 MS. TESKE: Object to the form
12 of the question.
13 You can answer.
14 A I don't know.
15 Q Is he a Golden Spring employee?
16 A No.
17 Q Does he work in a Golden Spring
18 office?
19 MS. TESKE: Object to the form
20 of the question.
21 A No.
22 Q You seem uncertain about that?
23 A I've seen him at the office, but I
24 don't think he works out of the office.
25 Q Where does he work?

Page 80

1 A. COLUCCIO
2 A I don't --
3 MS. TESKE: Object.
4 You don't have to answer that.
5 Q I'm sorry, what were you about to
6 say?
7 MS. TESKE: I'm directing her
8 not to answer. It's way beyond the
9 scope.
10 Q Does he have a Golden Spring email
11 address?
12 A Not that I know of.
13 VIDEOGRAPHER: Counselor.
14 Q Why did Eastern Profit tell Golden
15 Spring it would enter into the contract?
16 A Because, well I know that Mr. Han
17 was being persecuted by the CCP and was
18 interested in doing research on them, and
19 Eastern was in a position to enter into the
20 contract.
21 Q What do you mean it was in a
22 position to be able to enter into the
23 contract?
24 A It was able to.
25 Q That's literally what Mr. Han told

Page 81

21 (Pages 78 to 81)

Atkinson-Baker, Inc.
www.depo.com

1 A. COLUCCIO
2 Ms. Wang?
3 MS. TESKE: Object to the form
4 of the question.
5 You can answer.
6 A From what I understand.
7 **Q Well, does Golden Spring actually**
8 **know that what Mr. Han said is true, that**
9 **he's being persecuted by the CCP?**
10 MS. TESKE: Object to the form
11 of the question.
12 You can answer.
13 A I don't know.
14 **Q Did Golden Spring make any efforts**
15 **to see whether Mr. Han's story was correct?**
16 A I don't know.
17 **Q Who would know the answer to that**
18 **question?**
19 A I think maybe Yvette would.
20 **Q Did Mr. Han tell Golden Spring**
21 **what the persecution consisted of?**
22 A I don't know.
23 **Q Did Mr. Han tell Golden Spring why**
24 **he thought entering into this research**
25 **agreement would ease the persecution?**

Page 82

1 A. COLUCCIO
2 A I don't --
3 MS. TESKE: Object to the form
4 of the question.
5 You can answer.
6 A I don't know.
7 **Q Did Mr. Han tell Golden Spring**
8 **what its goals were, what Eastern Profit's**
9 **goals were in entering into the research**
10 **agreement?**
11 A I don't know.
12 **Q Did Mr. Han give Golden Spring New**
13 **York any parameters in terms of how much it**
14 **was willing to spend on the research**
15 **agreement?**
16 A I don't know.
17 **Q Mr. Han tell Golden Spring whether**
18 **Eastern Profit itself could even afford to**
19 **pay for research?**
20 MS. TESKE: Object to the
21 form.
22 You can answer.
23 A I'm not sure. I just know that
24 they, that he said that Golden Spring would
25 be compensated by Eastern Profit if the

Page 83

1 A. COLUCCIO
2 agreement was successful.
3 **Q Okay. My question is a little bit**
4 **different though.**
5 **My question is, did Eastern Profit**
6 **tell Golden Spring how Eastern Profit**
7 **intended to pay for the research itself?**
8 A I don't know.
9 **Q Well, did a time come when Golden**
10 **Spring learned that Eastern Profit couldn't**
11 **pay anyone anything?**
12 MS. TESKE: Object to the form
13 of the question.
14 A I don't know.
15 **Q Who knows the answer to that**
16 **question?**
17 A I don't know.
18 **Q Is it unusual for Golden Spring to**
19 **work for free?**
20 MS. TESKE: Object to the form
21 of the question.
22 You can answer.
23 A I don't know.
24 **Q Did Golden Spring already know**
25 **that Eastern Profit's assets were frozen at**

Page 84

1 A. COLUCCIO
2 the time it entered, it began its
3 discussions with Eastern Profit?
4 MS. TESKE: Object to the form
5 of the question.
6 You can answer.
7 A I don't know.
8 **Q Did Golden Spring come up with any**
9 **backup plan to be paid if it did all this**
10 **work for Eastern Profit and the contract --**
11 **and it was owed money?**
12 A I don't know.
13 **Q Who did Ms. Wang report to with**
14 **respect to her work on the project?**
15 A She didn't report to anyone.
16 **Q How do you know that?**
17 A From my conversations with her.
18 **Q Did she refer to Guo Wengui as her**
19 **boss?**
20 A No.
21 **Q How do you know?**
22 A She told me.
23 **Q So she specifically told you last**
24 **night that she never referred to Guo Wengui**
25 **as her boss?**

Page 85

22 (Pages 82 to 85)

Atkinson-Baker, Inc.
www.depo.com

<p>1 A. COLUCCIO</p> <p>2 A Correct.</p> <p>3 Q Who knows the answer to those</p> <p>4 questions?</p> <p>5 A I would think Yvette would know.</p> <p>6 Q Did you ask her last night?</p> <p>7 A (No verbal response.)</p> <p>8 Q And you haven't looked for any</p> <p>9 writing that reflects the terms of this</p> <p>10 agreement?</p> <p>11 MS. TESKE: Object to the form</p> <p>12 of the question.</p> <p>13 You can answer.</p> <p>14 A Correct.</p> <p>15 Q Why did Golden Spring agree --</p> <p>16 well, let me go back.</p> <p>17 You said Mr. Han told Golden</p> <p>18 Spring it would be compensated if the</p> <p>19 agreement was successful; what did it mean</p> <p>20 for the agreement to be successful?</p> <p>21 A I'm not sure.</p> <p>22 Q Does Golden Spring know?</p> <p>23 A I don't know.</p> <p>24 Q I mean was success defined as</p> <p>25 regime change in China? Was it defined as</p> <p style="text-align: right;">Page 66</p>	<p>1 A. COLUCCIO</p> <p>2 Q As we're going if you remember</p> <p>3 something you're telling me was a question</p> <p>4 you asked her, please let me know. If you</p> <p>5 can remember, okay?</p> <p>6 A Okay.</p> <p>7 Q And you were typing up notes as</p> <p>8 Ms. Wang was talking with you; was that</p> <p>9 right?</p> <p>10 A Yes.</p> <p>11 MR. GREIM: I'm going to call</p> <p>12 for production of those notes.</p> <p>13 MS. TESKE: We will object.</p> <p>14 Q Okay. What about there's one more</p> <p>15 piece of this I didn't ask you about.</p> <p>16 What was the timeline discussed?</p> <p>17 In other words, at what point was Golden</p> <p>18 Spring going to look back and Eastern Profit</p> <p>19 going to look back and say, all right, we</p> <p>20 either are successful or we're not; was that</p> <p>21 one of the things that was part of the</p> <p>22 agreement?</p> <p>23 A I don't know.</p> <p>24 MS. TESKE: Object to the form</p> <p>25 of that.</p> <p style="text-align: right;">Page 68</p>
<p>1 A. COLUCCIO</p> <p>2 some of Guo's assets get unfrozen; what was</p> <p>3 the definition?</p> <p>4 A I don't know.</p> <p>5 Q Does Golden Spring know?</p> <p>6 A I don't know.</p> <p>7 Q Let's turn to the other half of</p> <p>8 the agreement. How much would Golden Spring</p> <p>9 be compensated if the agreement was</p> <p>10 successful?</p> <p>11 A I don't think that was decided on.</p> <p>12 Q How do you know that?</p> <p>13 A From my conversation with Yvette.</p> <p>14 Q So did Yvette tell you the amount</p> <p>15 of the compensation wasn't decided on?</p> <p>16 A Correct.</p> <p>17 Q By the way in this discussion with</p> <p>18 Yvette, did you have a chance to ask her</p> <p>19 question or did she just kind of march</p> <p>20 through the points with you?</p> <p>21 A I might have asked her, what, a</p> <p>22 couple of questions.</p> <p>23 Q Do you remember any question that</p> <p>24 you asked her?</p> <p>25 A Right now, I can't.</p> <p style="text-align: right;">Page 67</p>	<p>1 A. COLUCCIO</p> <p>2 Q Is this the typical for Golden</p> <p>3 Spring not to have written agreements with</p> <p>4 its clients?</p> <p>5 MS. TESKE: Object to the</p> <p>6 scope.</p> <p>7 If you know the answer to</p> <p>8 that, go ahead.</p> <p>9 A I don't know.</p> <p>10 Q Does Golden Spring know the answer</p> <p>11 to that question?</p> <p>12 A I don't know.</p> <p>13 Q Does Golden Spring have written</p> <p>14 agreements with any of its client?</p> <p>15 MS. TESKE: Object to the</p> <p>16 scope of that question.</p> <p>17 And you don't have to the</p> <p>18 answer that.</p> <p>19 Q You're going to abide by counsel's</p> <p>20 instruction?</p> <p>21 A Yes.</p> <p>22 Q Were the terms of Golden Spring's</p> <p>23 deal with Eastern Profit atypical for Golden</p> <p>24 Spring?</p> <p>25 A I don't know.</p> <p style="text-align: right;">Page 69</p>

18 (Pages 66 to 69)

30(b)(6): Amelia Coluccio
November 12, 2019